

FILED

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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

June 2014 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

RICHARD MEDINA, JR. (1),
OMAR TREVINO CARO
DEL CASTILLO (2),
FRANCISCO CUEVAS (3),


Defendants.

Case No. 14CR2936-BENI N D I C T M E N T
(Superseding)Title 18, U.S.C., Sec. 1956(h) -
Money Laundering Conspiracy;
Title 18, U.S.C., Sec. 371 -
Conspiracy; Title 18, U.S.C.,
Sec. 1960(a) - Operation of
Unlicensed Money Transmitting
Business; Title 18, U.S.C.,
Sec. 1956(a)(2)(A) - Money
Laundering; Title 31, U.S.C.,
Sec. 5324(a)(2) - Cause or Attempt
to Cause Domestic Financial
Institution to File a Report Under
Section 5313(a) that Contains a
Material Omission or Misstatement
of Fact; Title 18, U.S.C.,
Sec. 2 - Aiding and Abetting;
Title 18, U.S.C., Secs. 981(a)(1)(C)
and 982(a), Title 31, U.S.C.,
Sec. 5317(c), and Title 28, U.S.C.,
Sec. 2461(c) - Criminal Forfeiture

The grand jury charges:

INTRODUCTORY ALLEGATIONS

At all times material to this Indictment:

1. Defendant RICHARD MEDINA, JR. was a citizen of the United
States of America, residing in the County of San Diego, California.DCS:nlv:San Diego
3/10/15

1 2. Defendant RICHARD MEDINA, JR. was an attorney, licensed by
2 the State of California, with law offices located within the Southern
3 District of California.

4 3. Defendant OMAR TREVINO CARO DEL CASTILLO was a citizen of
5 the United States of America, residing in the County of San Diego,
6 California.

7 4. Defendant FRANCISCO CUEVAS was a citizen of the United
8 States of America, residing in the County of San Diego, California.

9 5. Defendant [REDACTED] was a citizen of the
10 Republic of Mexico.

11 6. Defendant RICHARD MEDINA, JR., individually and through his
12 law practice, maintained several "IOLTA" bank accounts at domestic
13 financial institutions, including Bank of America, N.A. account ending
14 in 7814, JP Morgan Chase Bank, N.A. account ending in 9418, Wells
15 Fargo Bank, N.A. account ending in 5919, Citibank, N.A. account ending
16 in 1250 (collectively referred to as the "IOLTA Accounts").

17 7. An "IOLTA" account is an interest on lawyer's trust account,
18 which allows a lawyer to deposit a client's funds into a separate,
19 interest-bearing trust account, for the benefit of charities.

20 8. Defendant [REDACTED] recruited customers
21 throughout Mexico, the United States of America, and elsewhere, who
22 required financial assistance transmitting their currency from the
23 United States to financial institutions located in foreign countries.

24 9. Defendants OMAR TREVINO CARO DEL CASTILLO, FRANCISCO CUEVAS,
25 and [REDACTED] utilized bank accounts at domestic
26 financial institutions that were opened and maintained by defendant
27 RICHARD MEDINA, JR., including the IOLTA Accounts, for receipt of the
28

1 currency in the United States of America, and to transmit electronic
2 funds further on to international destinations.

3 10. Defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL
4 CASTILLO, and [REDACTED] coordinated with defendant
5 FRANCISCO CUEVAS, and others known and unknown to the grand jury, to
6 travel to cities and destinations throughout the United States of
7 America to provide the following services:

- 8 a. receive large sums of currency from third-parties who
9 desired to transmit their currency to separate third
10 parties;
11 b. transport the currency from the third parties to
12 domestic financial institutions;
13 c. deposit the currency into the IOLTA Accounts; and
14 d. advise the other defendants when the currency had been
15 deposited into the IOLTA Accounts.

16 11. As persons conducting, controlling, managing, supervising,
17 directing, and owning all or part of a money transmitting business,
18 defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL CASTILLO,
19 FRANCISCO CUEVAS, and [REDACTED] were required to
20 comply with the money transmitting business registration requirements
21 under Title 31, United States Code, Section 5330, or regulations
22 prescribed under such Section.

23 12. As persons conducting, controlling, managing, supervising,
24 directing, and owning all or part of a money transmitting business,
25 defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL CASTILLO,
26 FRANCISCO CUEVAS, and [REDACTED] were required to
27 file reports under Title 31, United States Code, Section 5313.

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13. Title 31, United States Code, Section 5313, and regulations prescribed thereunder, required that a financial institution, including a money transmitting business, which engaged in a currency transaction involving more than \$10,000 in United States currency, must file a report of the transaction with the United States Department of the Treasury. Such a report was called a "Currency Transaction Report" - or a "CTR".

14. Federal law and regulations also made it an offense to cause or attempt to cause a domestic financial institution to file a CTR that contained a material omission or misstatement of fact.

15. Bank of America, N.A., JP Morgan Chase Bank, N.A., Citibank, N.A., Wells Fargo Bank, N.A., and the money transmitting business operated by defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL CASTILLO, FRANCISCO CUEVAS, and [REDACTED] were all domestic financial institutions under federal law and regulations.

16. At the times, locations, for the amounts, and into the accounts listed below in Schedule A, defendant FRANCISCO CUEVAS accepted, transported, and conducted the following cash deposits at domestic financial institutions into the IOLTA Accounts controlled by defendant RICHARD MEDINA, JR.:

SCHEDULE A

Transaction Date	Amount	Account Ending in #s	Bank	Locations
3/1/2013	\$298,690.00	7814	Bank of America	135 S Lasalle Street Chicago, IL
3/8/2013	\$297,870.00	7814	Bank of America	135 S Lasalle Street Chicago, IL
3/25/2013	\$300,000.00	7814	Bank of America	135 S Lasalle Street Chicago, IL

Transaction Date	Amount	Account Ending in #s	Bank	Locations
4/11/2013	\$295,305.00	7814	Bank of America	3414 Peachtree RD NE Atlanta, GA
5/2/2013	\$194,401.00	7814	Bank of America	277 North Ave. New Rochelle, NY
5/13/2013	\$299,335.00	7814	Bank of America	2 South Michigan Ave Chicago, IL
5/14/2013	\$199,740.00	7814	Bank of America	277 North Ave. New Rochelle, NY
5/30/2013	\$100,000.00	7814	Bank of America	2405 Freedom Drive Charlotte NC
5/30/2013	\$94,000.00	9418	JP Morgan Chase	4000 Morse Crossing Columbus, OH
5/31/2013	\$130,000.00	9418	JP Morgan Chase	4000 Morse Crossing Columbus, OH
6/4/2013	\$239,000.00	7814	Bank of America	135 S Lasalle Street Chicago, IL
6/6/2013	\$190,000.00	7814	Bank of America	557 Boylston Street Boston, MA
6/7/2013	\$69,000.00	7814	Bank of America	2405 Freedom Drive Charlotte NC
6/11/2013	\$247,200.00	9418	JP Morgan Chase	12860 W Alameda Pkwy Lakewood, CO
6/12/2013	\$250,800.00	9418	JP Morgan Chase	5500 W Alameda Ave. Lakewood, CO
6/14/2013	\$272,600.00	7814	Bank of America	277 North Ave. New Rochelle, NY
6/17/2013	\$118,420.00	7814	Bank of America	2405 Freedom Drive Charlotte NC
6/18/2013	\$300,620.00	9418	JP Morgan Chase	4791 Tower Rd Denver, CO
6/19/2013	\$300,000.00	7814	Bank of America	135 S Lasalle Street Chicago, IL
6/25/2013	\$184,500.00	7814	Bank of America	557 Boylston Street Boson, MA

Transaction Date	Amount	Account Ending in #s	Bank	Locations
6/26/2013	\$349,990.00	7814	Bank of America	277 North Ave New Rochelle, NY
6/27/2013	\$248,500.00	9418	JP Morgan Chase	1500 Leestown Rd Lexington, KY
7/5/2013	\$198,256.00	9418	JP Morgan Chase	4000 Morse Crossing Columbus, OH
7/11/2013	\$272,920.00	7814	Bank of America	557 Boylston Street Boson, MA
7/16/2013	\$98,520.00	7814	Bank of America	2405 Freedom Drive Charlotte, NC
7/17/2013	\$516,768.00	7814	Bank of America	135 S Lasalle Street Chicago, IL
7/24/2013	\$199,815.00	7814	Bank of America	135 S Lasalle Street Chicago, IL
7/25/2013	\$343,000.00	7814	Bank of America	2405 Freedom Drive Charlotte, NC
7/26/2013	\$215,534.00	7814	Bank of America	1233 S Second Street Raton, NM
7/30/2013	\$279,236.00	7814	Bank of America	2105 Pinecroft Rd Greensboro, NC
7/31/2013	\$300,000.00	7814	Bank of America	135 S Lasalle Street Chicago, IL
8/6/2013	\$298,460.00	7814	Bank of America	135 S Lasalle Street Chicago, IL
8/14/2013	\$249,995.00	7814	Bank of America	2 South Michigan Ave Chicago, IL
8/20/2013	\$713,825.00	7814	Bank of America	4037 W Rodeo Road Santa Fe, NM
8/22/2013	\$97,500.00	7814	Bank of America	2405 Freedom Drive Charlotte, NC
8/23/2013	\$503,425.00	7814	Bank of America	135 S LaSalle Street Chicago, IL
8/30/2013	\$47,000.00	7814	Bank of America	645 Beyer Way San Diego, CA

Transaction Date	Amount	Account Ending in #s	Bank	Locations
9/11/2013	\$294,240.00	7814	Bank of America	1473 Broad Street Providence, RI
12/2/2013	\$299,480.00	7814	Bank of America	3414 Peachtree RD NE Atlanta, GA
12/30/2013	\$174,910.00	5919	Wells Fargo	1527 W. Morehead St. Charlotte, NC
12/30/2013	\$237,720.00	5919	Wells Fargo	30 State House Sq. Hartford, CT
12/31/2013	\$219,527.00	5919	Wells Fargo	3521N Tower Rd Aurora, CO
1/23/2014	\$399,560.00	1250	Citibank	1155 Ave. of Americas New York, NY
1/24/2014	\$318,100.00	1250	Citibank	1155 Ave. of Americas New York, NY
1/31/2014	\$249,430.00	1250	Citibank	Horton Plaza San Diego, CA
2/14/2014	\$220,420.00	1250	Citibank	1155 Ave. of Americas New York, NY
2/26/2014	\$259,280.00	1250	Citibank	52 E 14th Street New York, NY
TOTAL	\$11,986,892.00	47 DEPOSITS		

17. Defendant FRANCISCO CUEVAS was listed on the CTRs filed by each domestic financial institution for each deposit described in Schedule A. Each of these CTRs contained a material omission and misstatement of fact because the transactions were conducted on behalf of a third party transactor who originally provided defendant FRANCISCO CUEVAS with the currency.

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Count 1

[ALL DEFENDANTS - 18 U.S.C. § 1956(h)]

18. The allegations set forth in paragraphs 1 through 17 and Schedule A are realleged and incorporated by reference as if fully set forth herein.

19. Beginning no later than November 1, 2012 and continuing up to and including April 2, 2014, within the Southern District of California and elsewhere, defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL CASTILLO, FRANCISCO CUEVAS, and [REDACTED] [REDACTED] and others known and unknown to the grand jury, knowingly did conspire, confederate, and agree together and with each other to transport, transmit, and transfer monetary instruments and funds from places in the United States of America to places outside the United States of America, with the intent to promote the carrying on of specified unlawful activity, to wit, knowingly conducting, controlling, managing, supervising, directing, and owning all or part of an unlicensed money transmitting business, in violation of Title 18, United States Code, Section 1960, and Title 18, United States Code, Section 1956(a)(2)(A); all in violation of Title 18, United States Code, Section 1956(h).

Count 2

[ALL DEFENDANTS - 18 U.S.C. § 371]

20. The allegations set forth in paragraphs 1 through 17 and Schedule A are realleged and incorporated by reference as if fully set forth herein.

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1 21. Beginning no later than November 1, 2012 and continuing up
2 to and including April 2, 2014, within the Southern District of
3 California and elsewhere, defendants RICHARD MEDINA, JR., OMAR TREVINO
4 CARO DEL CASTILLO, FRANCISCO CUEVAS, and [REDACTED]
5 [REDACTED] and others known and unknown to the grand jury, knowingly
6 conspired and agreed with each other to commit the following offenses
7 against the United States of America:

8 a. To knowingly conduct, control, manage, supervise,
9 direct, and own all or part of a money transmitting
10 business affecting interstate and foreign commerce, to
11 wit, an international money receipt, deposit, and
12 transmission business, which failed to comply with the
13 money transmitting business registration requirements
14 set forth in Title 31, United States Code,
15 Section 5330, and the regulations promulgated
16 thereunder, in violation of Title 18, United States
17 Code, Section 1960(a);

18 b. To knowingly cause or attempt to cause a domestic
19 financial institution to file a report required under
20 Title 31, United States Code, Section 5313(a), and the
21 regulations promulgated thereunder, that contained a
22 material omission or misstatement of fact, in violation
23 of Title 31, United States Code, Section 5324(a)(2).

24 22. The purpose of the conspiracy was to circumvent the
25 registration requirements under Title 31, United States Code,
26 Section 5330, and the reporting requirements under Title 31, United
27 States Code, Section 5313(a), the result of which was the
28 international transmission of funds for profit that avoided complying

1 with the registration, notice, and disclosure obligations for
2 financial institutions.

3 OVERT ACTS

4 23. In furtherance of the conspiracy and to accomplish its
5 objects, the following overt acts, among others, were committed within
6 the Southern District of California, and elsewhere:

- 7 a. On or about November 23, 2012, defendant RICHARD
8 MEDINA, JR. opened an IOLTA Account ending in 7814 at
9 Bank of America, N.A., a domestic financial institution
10 (the "BoFA IOLTA Account").
- 11 b. On or about March 4, 2013, defendant OMAR TREVINO CARO
12 DEL CASTILLO opened a business checking account ending
13 in 5106 in the name of International Produce Company,
14 Inc. at Wells Fargo, N.A., a domestic financial
15 institution (the "IPC Account").
- 16 c. On or about June 14, 2013, defendant FRANCISCO CUEVAS
17 deposited \$272,600 of cash into the BoFA IOLTA Account
18 at the 277 North Ave., New Rochelle, NY branch of Bank
19 of America, N.A.
- 20 d. On or about June 14, 2013, defendant RICHARD MEDINA,
21 JR. wire transferred \$130,031.50 from the BoFA IOLTA
22 Account to a Mexican financial institution, Banco Base
23 SA IBM, into a bank account ending in 1615 in the name
24 of Multicomercializadora Garsan S.A. de C.V. and
25 controlled by defendant [REDACTED]
- 26 e. On or about June 17, 2013, defendant RICHARD MEDINA,
27 JR. wire transferred \$130,031.50 from the BoFA IOLTA
28 Account to a Mexican financial institution, CI Banco,

1 into a bank account ending in 3077 in the name of
2 Comercializadora Inmobiliaria Sion and controlled by
3 defendant OMAR TREVINO CARO DEL CASTILLO.

4 f. On or about June 21, 2013, defendant RICHARD MEDINA,
5 JR. wire transferred \$292,460 from the BofA IOLTA
6 Account to the IPC Account and controlled by defendant
7 OMAR TREVINO CARO DEL CASTILLO.

8 g. On or about June 24, 2013, defendant OMAR TREVINO CARO
9 DEL CASTILLO wire transferred \$84,985 from the IPC
10 Account to a Mexican financial institution, Banco Base
11 SA IBM, into a bank account ending in 1615 in the name
12 of Multicomercializadora Garsan S.A. de C.V. and
13 controlled by defendant [REDACTED]

14 h. On or about June 24, 2013, defendant RICHARD MEDINA,
15 JR. wire transferred \$143,546.05 from an IOLTA Account
16 ending in 9418 at JP Morgan Chase, N.A., a domestic
17 financial institution (the "JPMC IOLTA Account"), to a
18 Mexican financial institution, Banco Base SA IBM, into
19 a bank account ending in 1615 in the name of
20 Multicomercializadora Inmobiliaria Sion and controlled
21 by defendant [REDACTED]

22 i. On or about June 24, 2013, defendant RICHARD MEDINA,
23 JR. wire transferred \$143,546.05 from the JPMC IOLTA
24 Account to a Mexican financial institution, CI Banco,
25 into a bank account ending in 3077 in the name of
26 Comercializadora Inmobiliaria Sion and controlled by
27 defendant OMAR TREVINO CARO DEL CASTILLO.

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- j. On or about August 22, 2013, defendant FRANCISCO CUEVAS met with several unknown persons in a Shomars Restaurant located at 2601 Freedom Dr., Charlotte, NC.
- k. On or about the same day, defendant FRANCISCO CUEVAS traveled from the restaurant to a Bank of America, N.A. branch located at 2405 Freedom Dr., Charlotte, NC 28208.
- l. At the Freedom Dr. Bank of America, defendant FRANCISCO CUEVAS deposited \$97,500 in U.S. Currency into the BofA IOLTA Account.
- m. On or about August 22, 2013, defendant FRANCISCO CUEVAS sent defendant [REDACTED] a text message in Spanish, which translated to: "It's done bro, 100 charlotte."
- n. Soon thereafter, defendant [REDACTED] [REDACTED] replied by text in Spanish, which translated to: "Perfect bro."
- o. On or about August 22, 2013, defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL CASTILLO, FRANCISCO CUEVAS, and [REDACTED] caused Bank of America, N.A. to file a CTR that contained a material omission and misstatement of fact.
- p. On or about September 23, 2013, defendant RICHARD MEDINA, JR. wire transferred \$43,445 from the BofA IOLTA Account to a Hong Kong financial institution, Heng Seng Bank, into a bank account in the name of Yuhimhe Trade Ltd., ending 7883.

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- q. On or about December 4, 2013, defendant RICHARD MEDINA, JR. opened an IOLTA Account ending in 5919 at Wells Fargo Bank, N.A., a domestic financial institution (the "WF IOLTA Account").
- r. On or about January 6, 2014, defendant RICHARD MEDINA, JR. opened an IOLTA Account ending in 1250 at Citibank, N.A., a domestic financial institution (the "Citi IOLTA Account").
- s. On or about February 5, 2014, defendant RICHARD MEDINA, JR. wire transferred \$260,653 from the Citi IOLTA Account to a Mexican financial institution, Vector Casa de Bolsa, into a bank account ending in 5306 in the name of Multicomercializadora Garsan and controlled by defendant [REDACTED]
- t. On or about February 14, 2014, defendant FRANCISCO CUEVAS deposited \$220,420 of cash into the Citi IOLTA Account at the 1155 Avenue of Americas, New York, NY branch of Citibank, N.A.
- u. On or about February 14, 2014, defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL CASTILLO, FRANCISCO CUEVAS, and [REDACTED] caused Citibank, to file a CTR that contained a material omission and misstatement of fact.

All in violation of Title 18, United States Code, Section 371.

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Count 3

[ALL DEFENDANTS - 18 U.S.C. § 1960(a)]

24. The allegations set forth in paragraphs 1 through 17, paragraphs 20 through 23, and Schedule A are realleged and incorporated by reference as if fully set forth herein.

25. Beginning no later than November 1, 2012 and continuing up to and including April 2, 2014, within the Southern District of California and elsewhere, defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL CASTILLO, FRANCISCO CUEVAS, and [REDACTED] [REDACTED] knowingly did conduct, control, manage, supervise, direct, and own all or part of a money transmitting business affecting interstate and foreign commerce, to wit, an international money receipt, deposit, and transmission business, which failed to comply with the money transmitting business registration requirements set forth in Title 31, United States Code, Section 5330, and the regulations prescribed thereunder; all in violation of Title 18, United States Code, Section 1960(a), and Title 18, United States Code, Section 2.

Count 4

[ALL DEFENDANTS - 18 U.S.C. § 1956(a)(2)(A)]

26. On or about June 12, 2013, within the Southern District of California, defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL CASTILLO, FRANCISCO CUEVAS, and [REDACTED] did knowingly wire transfer and transmit funds, that is, \$119,375.00 in United States dollars, from a place in the United States, that is, San Diego, California, to a place outside the United States, that is, Mexico, with the intent to promote the carrying on of specified

1 unlawful activity, that is, knowingly to conduct, control, manage,
2 supervise, direct, and own all or part of a money transmitting
3 business affecting interstate and foreign commerce, to wit, an
4 international money receipt, deposit, and transmission business, which
5 failed to comply with the money transmitting business registration
6 requirements set forth in Title 31, United States Code, Section 5330,
7 and the regulations prescribed thereunder in violation of Title 18,
8 United States Code, Section 1960; all in violation of Title 18, United
9 States Code, Section 1956(a)(2)(A), and Title 18, United States Code,
10 Section 2.

11 Count 5

12 [ALL DEFENDANTS - 18 U.S.C. § 1956(a)(2)(A)]

13 27. On or about June 12, 2013, within the Southern District of
14 California, defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL
15 CASTILLO, FRANCISCO CUEVAS, and [REDACTED] did
16 knowingly wire transfer and transmit funds, that is, \$119,375.00 in
17 United States dollars, from a place in the United States, that is,
18 San Diego, California, to a place outside the United States, that is,
19 Mexico, with the intent to promote the carrying on of specified
20 unlawful activity, that is, knowingly to conduct, control, manage,
21 supervise, direct, and own all or part of a money transmitting
22 business affecting interstate and foreign commerce, to wit, an
23 international money receipt, deposit, and transmission business, which
24 failed to comply with the money transmitting business registration
25 requirements set forth in Title 31, United States Code, Section 5330,
26 and the regulations prescribed thereunder in violation of Title 18,
27 United States Code, Section 1960; all in violation of Title 18, United
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1 States Code, Section 1956(a)(2)(A), and Title 18, United States Code,
2 Section 2.

3 Count 6

4 [ALL DEFENDANTS - 18 U.S.C. § 1956(a)(2)(A)]

5 28. On or about June 16, 2013, within the Southern District of
6 California, defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL
7 CASTILLO, FRANCISCO CUEVAS, and [REDACTED] did
8 knowingly wire transfer and transmit funds, that is, \$21,100 in United
9 States dollars, from a place in the United States, that is, San Diego,
10 California, to a place outside the United States, that is, Mexico,
11 with the intent to promote the carrying on of specified unlawful
12 activity, that is, knowingly to conduct, control, manage, supervise,
13 direct, and own all or part of a money transmitting business affecting
14 interstate and foreign commerce, to wit, an international money
15 receipt, deposit, and transmission business, which failed to comply
16 with the money transmitting business registration requirements set
17 forth in Title 31, United States Code, Section 5330, and the
18 regulations prescribed thereunder in violation of Title 18, United
19 States Code, Section 1960; all in violation of Title 18, United States
20 Code, Section 1956(a)(2)(A), and Title 18, United States Code,
21 Section 2.

22 Count 7

23 [ALL DEFENDANTS - 18 U.S.C. § 1956(a)(2)(A)]

24 29. On or about June 21, 2013, within the Southern District of
25 California, defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL
26 CASTILLO, FRANCISCO CUEVAS, and [REDACTED] did
27 knowingly wire transfer and transmit funds, that is, \$56,545.55 in
28 United States dollars, from a place in the United States, that is,

1 San Diego, California, to a place outside the United States, that is,
2 Mexico, with the intent to promote the carrying on of specified
3 unlawful activity, that is, knowingly to conduct, control, manage,
4 supervise, direct, and own all or part of a money transmitting
5 business affecting interstate and foreign commerce, to wit, an
6 international money receipt, deposit, and transmission business, which
7 failed to comply with the money transmitting business registration
8 requirements set forth in Title 31, United States Code, Section 5330,
9 and the regulations prescribed thereunder in violation of Title 18,
10 United States Code, Section 1960; all in violation of Title 18, United
11 States Code, Section 1956(a)(2)(A), and Title 18, United States Code,
12 Section 2.

13 Count 8

14 [ALL DEFENDANTS - 18 U.S.C. § 1956(a)(2)(A)]

15 30. On or about August 14, 2013, within the Southern District of
16 California, defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL
17 CASTILLO, FRANCISCO CUEVAS, and [REDACTED] did
18 knowingly wire transfer and transmit funds, that is, \$48,200 in United
19 States dollars, from a place in the United States, that is, San Diego,
20 California, to a place outside the United States, that is, Hong Kong,
21 with the intent to promote the carrying on of specified unlawful
22 activity, that is, knowingly to conduct, control, manage, supervise,
23 direct, and own all or part of a money transmitting business affecting
24 interstate and foreign commerce, to wit, an international money
25 receipt, deposit, and transmission business, which failed to comply
26 with the money transmitting business registration requirements set
27 forth in Title 31, United States Code, Section 5330, and the
28 regulations prescribed thereunder in violation of Title 18, United

States Code, Section 1960; all in violation of Title 18, United States Code, Section 1956(a)(2)(A), and Title 18, United States Code, Section 2.

Counts 9 and 10

[RICHARD MEDINA, JR. and FRANCISCO CUEVAS - 31 U.S.C. § 5324(a)(2)]

31. The allegations set forth in paragraphs 1 through 17 and Schedule A are realleged and incorporated by reference as if fully set forth herein.

32. On or about the dates, at the locations, and for the amounts described in Schedule B below, for the purpose of evading the reporting requirements of Title 31, United States Code, Section 5313, and the regulations prescribed under such section, defendants RICHARD MEDINA, JR. and FRANCISCO CUEVAS did attempt to cause Bank of America, N.A., a domestic financial institution, to file a report required under Section 5313(a) and the regulations prescribed thereunder, that contained a material omission and misstatement of fact, and did so as part of a pattern of illegal activity involving more than \$100,000 in a 12-month period:

SCHEDULE B

Counts	Transaction Date	Amount	Account Ending in #s	Bank	Location
9	8/22/2013	\$97,500.00	7814	Bank of America	2405 Freedom Drive Charlotte, NC
10	8/23/2013	\$503,425.00	7814	Bank of America	135 S LaSalle Street Chicago, IL

All in violation of Title 31, United States Code, Section 5324(a)(2), and Title 18, United States Code, Section 2.

FORFEITURE ALLEGATIONS

[18 U.S.C. §§ 981(a)(1)(C), 982(a); 28 U.S.C. § 2461(c); 31 U.S.C. § 5317(c)]

33. The allegations set forth in Counts 1 through 10 and Schedules A and B are realleged herein for purposes of seeking forfeiture to the United States of America pursuant to Title 18, United States Code, Sections 981(a)(1)(C) and 982(a), Title 28, United States Code, Section 2461(c), and Title 31, United States Code, Section 5317(c).

34. Upon the conviction of the offenses alleged in Counts 1 through 8 of this Indictment, defendants RICHARD MEDINA, JR., OMAR TREVINO CARO DEL CASTILLO, FRANCISCO CUEVAS, and [REDACTED] shall forfeit to the United States of America pursuant to Title 18, United States Code, Sections 981(a)(1)(C) and 982(a)(1), and Title 28, United States Code, Section 2461(c), any property, real and personal, involved in the offenses set forth in Counts 1, and 3 through 8, and any property traceable to the violations, including but not limited to a sum of money in the amount of at least \$11,986,892.00.

35. Upon the conviction of the offenses alleged in Counts 9 and 10 of this Indictment, defendants RICHARD MEDINA, JR. and FRANCISCO CUEVAS shall forfeit to the United States of America pursuant to Title 31, United States Code, Section 5317(c)(1) all property, real and personal, involved in the offenses, and any property traceable to such offenses, including but not limited to a sum of money in the amount of \$600,925.00.

36. In the event that any of the property described above, as a result of any act or omission of the defendants:

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- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeit substitute property up to the value of \$11,986,892.00 pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Sections 981(a)(1)(C) and 982(a), Title 31, United States Code, Section 5317(c), and Title 28, United States Code, Section 2461(c).

DATED: March 11, 2015.

A TRUE BILL:


Foreperson

LAURA E. DUFFY
United States Attorney

By:


DANIEL C. SILVA
Assistant U.S. Attorney

I hereby attest and certify on 3/11/15
That the foregoing document is a full, true and correct
copy of the original on file in my office and in my legal
custody.

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

A. CORSELLO

By _____ Deputy